

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 28TH SEPTEMBER 2007 / 6TH ASWINA 1929

Crl.Rev.Pet.No. 3514 of 2007(E)

CRA.697/2005 of ADDL. SESSIONS COURTS (ADHOC), MAVELIKKARA
CC.785/2004 of JUDL.MAGISTRATE OF FIRST CLASS-I, CHENGANNUR
.....

REVN. PETITIONER/APPELLANT:

MANOHARAN,
AGED 54, S/O.VIDHYADHARAN,
R/O.PULIMOOTIL HOUSE,
KUTTAMPERUR MURI,
MANNAR VILLAGE, KUTTAMPERUR P.O.,
ALAPPUZHA, PIN.689623.

BY ADV. SRI.MANJU ANTONEY

RESPONDENTS/RESPONDENTS:

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1. K.N.GANGADHARAN, RESIDING AT
REJANI BHAVAN, PARUMALA P.O.,
(PARUMALA MURI, KADAPRA VILLAGE),
KADAPRA, THIRUVALLA (VIA),
KUTEMPEROOR MURI, MANNAR VILLAGE,
ALAPPUZHA DIST.
 2. STATE OF KERALA, REP. BY CHIEF SECRETARY
TO GOVERNMENT THROUGH PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

R2 BY PUBLIC PROSECUTOR
R1 BY ADV. SRI.K.JAYAKUMAR(CHERTHALA)

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION
ON 28/09/2007, THE COURT ON 28/09/2007 PASSED THE
FOLLOWING:

V.RAMKUMAR, J.

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Crl. R.P. No.3514 of 2007
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Dated this the 28th day of September, 2007.

ORDER

The accused in C.C. No.785/2004 on the file of the Judicial First Class Magistrate-I, Chengannoor for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl. M.A. No.10099/2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Section 320(8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the

orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner/accused.

This Crl.R.P. is disposed of as above.

V.RAMKUMAR
Judge

pms